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BY MAIL

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION

*(Write the District and Division, if any, of the  
court in which the complaint is filed.)*

Federal Courthouse  
44 N. LORIMIER ST.  
CAPE GIRARDEAU, MO  
63701

*(Write the full name of each plaintiff who is filing  
this complaint. If the names of all the plaintiffs  
cannot fit in the space above, please write "see  
attached" in the space and attach an additional  
page with the full list of names.)*

-against-

VALERIE HULTIN  
1706 E ELM ST. CPO BOX 687  
JEFFERSON CITY, MO. 65101

*(Write the full name of each defendant who is  
being sued. If the names of all the defendants  
cannot fit in the space above, please write "see  
attached" in the space and attach an additional  
page with the full list of names. Do not include  
addresses here.)*

Complaint for Violation of Civil  
Rights

(Prisoner Complaint)

Case No. \_\_\_\_\_

*(to be filled in by the Clerk's Office)*

REQUEST FOR TRIAL BY JURY

Plaintiff requests trial by jury.  Yes  No

## I. The Parties to This Complaint

### A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

Kevin D. MoGee

All other names by which you have been known:

Kevin D. Barattini

ID Number

#21676

Current Institution

Southeast Mo. Mnt. Health Cntr.

Address

1010 W. Columbia St. 63640-2902  
Farmington, Mo. 63640-2902  
(218) 6993

### B. The Defendant(s)

- Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation.
- Make sure that the defendant(s) listed below are identical to those contained in the above caption.
- For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both.
- Attach additional pages if needed.

Defendant No. 1

Name

Julie Inman

CHIEF

Corporate Collective Officer

Shield Number

Employer

Missouri Dept of Mental Health

Address

1010 W. Columbia St.

Farmington, Mo. 63640-2902



Individual capacity



Official capacity

Defendant No. 2

Name	<u>Denise Hacker</u>	
Job or Title (if known)	<u>C. E.O. Chief EXEC. OFFICER</u>	
Shield Number		
Employer	<u>Southeast MD., MN. &amp; Health CNTR.</u>	
Address	<u>1610 W. Columbian St.</u>	
	<u>FARMINGTON, MA. 03640-2902</u>	
<input type="checkbox"/> Individual capacity	<input checked="" type="checkbox"/> Official capacity	

## II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (check all that apply):

Federal officials (a *Bivens* claim)  
 State or local officials (a § 1983 claim)

B. Section 1983 allows claims alleging the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” 42 U.S.C. § 1983. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights.

What federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

R.I. 1:60 TO COMMUNICATE WITH SEALED MAIL  
 PRIVILEGE'S. TOO MANY TIMES MY FRIEND  
 ON THIS WARD PROVIDED ME WITH THIS  
 FORMS, WHICH BY CASE #CR 587+1152 FX.  
 AN EMPLOYEE RENDERED ME DEFENSELESS  
 BY PRECURING THESE DOCUMENTS WHICH  
 ARE OR WERE SENT TO ME BY THE  
 USDC 111 ST TENTH ST. ST LOUIS, MO 63102

### III. Prisoner Status

Indicate whether you are a prisoner or other confined person as follows (*check all that apply*):

- Pretrial detainee
- Civilly committed detainee
- Immigration detainee
- Convicted and sentenced state prisoner
- Convicted and sentenced federal prisoner
- Other (*explain*) N.G.R.I. NOT GUILTY BY REASON OF MENTAL DISEASE OR DEMENTIA

### IV. Statement of Claim

Write a short and plain statement of FACTS that support your claim. Do not make legal arguments. You must include the following information:

- What happened to you?
- What injuries did you suffer?
- Who was involved in what happened to you?
- How were the defendants involved in what happened to you?
- Where did the events you have described take place?
- When did the events you have described take place?

If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

I have one occasion whereas, I got up from my bed at 2:48 AM, I was attacked while relieving myself. I had SEVERE TRAUMA AND STAFF WOULD NOT suffice it to say they would not let me roll back the tape to SEE WHOM IT WAS THAT ATTACKED ME 3 YEARS AGO

## V. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

I was more in a state of shock  
And it took in practically  
2 years for my left temple to  
heal up. It's still scarred on  
my upper left temple

## VI. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

I want to go home to Vero Beach,  
Florida At 1995 Ribalto DR.  
Vero Beach, FL 32960

## VII. Exhaustion of Administrative Remedies Administrative Procedures

The Prison Litigation Reform Act (“PLRA”), 42 U.S.C. § 1997e(a), requires that “[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted.”

Administrative remedies are also known as grievance procedures. Your case may be dismissed if you have not exhausted your administrative remedies.

A. Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?

Yes  
 No

If yes, name the jail, prison, or other correctional facility where you were confined at the time of the events giving rise to your claim(s).

FARMINGTON STATE HOSPITAL  
1010 W. Columbia St  
FARMINGTON, MN 53640-2902

B. Does the jail, prison, or other correctional facility where your claim(s) arose have a grievance procedure?

Yes  
 No  
 Do not know

*I grieved this incident I tried in*

*VA to be removed from this*

*Hospital to 53rd ARSENAL. however*

*my future attempts to do so failed due to*

C. Does the grievance procedure at the jail, prison, or other correctional facility where your claim(s) arose cover some or all of your claims?

Yes  
 No  
 Do not know

If yes, which claim(s)?

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

D. Did you file a grievance in the jail, prison, or other correctional facility where your claim(s) arose concerning the facts relating to this complaint?

Yes  
 No

If no, did you file a grievance about the events described in this complaint at any other jail, prison, or other correctional facility?

Yes  
 No

E. If you did file a grievance:

1. Where did you file the grievance?

Here at this Institution  
Form 8104.

2. What did you claim in your grievance? (Attach a copy of your grievance, if available)

I lost it a long time ago

3. What was the result, if any? (Attach a copy of any written response to your grievance, if available)

The result having been  
attacked IIE RELAXED AND  
to this day sleep with my  
eye open so it doesn't happen again.

4. What steps, if any, did you take to appeal that decision? Is the grievance process completed? If not, explain why not. (Describe all efforts to appeal to the highest level of the grievance process.)

They Terry Clapper (SGT) swept  
it under the Red Carpet.

F. If you did not file a grievance:

1. If there are any reasons why you did not file a grievance, state them here:

I filed a form 8104  
At this facility

2. If you did not file a grievance but you did inform officials of your claim, state who you informed, when and how, and their response, if any:

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G. Please set forth any additional information that is relevant to the exhaustion of your administrative remedies.

EVERYTHING I'VE MENTIONED IS  
TRUE TO THE BEST OF MY ABILITIES

*(Note: You may attach as exhibits to this complaint any documents related to the exhaustion of your administrative remedies.)*

### VIII. Previous Lawsuits

The “three strikes rule” bars a prisoner from bringing a civil action or an appeal in federal court without paying the filing fee if that prisoner has “on three or more prior occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury.” 28 U.S.C. § 1915(g).

To the best of your knowledge, have you had a case dismissed based on this “three strikes rule”?

Yes  
No

If so, state which court dismissed your case, when this occurred, and attach a copy of the order if possible.

The Institution had me dismissed

A. Have you filed other lawsuits in state or federal court dealing with the same facts involved in this action?

Yes  
 No

B. If your answer to A is yes, describe each lawsuit by answering questions 1 through 7 below. (If there is more than one lawsuit, describe the additional lawsuits on another page, using the same format.)

1. Parties to the previous lawsuit

Plaintiff(s) KEVIN D. MCGEE  
 Defendant(s) CHRIS HALDERMAN

2. Court (if federal court, name the district; if state court, name the county and State)

No Federal Court This is my first attempt to cover my story

3. Docket or index number

C.R. 587-1152 FX Committed 6/8/88

4. Name of Judge assigned to your case

STEPHEN N. LINBANAH JR

5. Approximate date of filing lawsuit

it's been a very long time ago.

6. Is the case still pending?

Yes  
 No

If no, give the approximate date of disposition. MAY 2019

7. What was the result of the case? (For example: Was the case dismissed? Was judgment entered in your favor? Was the case appealed?)

No Nothing I ASCERTAIN was done by Security.

C. Have you filed other lawsuits in state or federal court otherwise relating to the conditions of your imprisonment?

Yes  
 No

D. If your answer to C is yes, describe each lawsuit by answering questions 1 through 7 below. (If there is more than one lawsuit, describe the additional lawsuits on another page, using the same format.)

1. Parties to the previous lawsuit

Plaintiff(s) Kevin Douglas McGEE  
Defendant(s) SAME AS Aforementioned

Defendant(s) CHRIS HALDEMAN.

2. Court (if federal court, name the district; if state court, name the county and State)

They didn't even hold a Court  
DOCKET NOT

3. Docket or index number

CR 587-1152 FX I REITERATE ALL THE  
STATE DID WAS CIRCLE THEIR WAGONS.

4. Name of Judge assigned to your case

N/A

5. Approximate date of filing lawsuit

2/1/22

6. Is the case still pending?

Yes

No (If no, give the approximate date of disposition):

3 YEARS AGO APPROXIMATELY JUNE 2016 2019

7. What was the result of the case? (For example: Was the case dismissed? Was judgment entered in your favor? Was the case appealed?)

I AM NOT SURE HOW TO

HANDLE THIS QUESTION

## IX. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 11/28, 2022

Signature of Plaintiff

Printed Name of Plaintiff

Prison Identification #

Prison Address

City State Zip Code

Kevin Douglas McGee

Kevin Douglas McGee

Guardian committed #21676

DANNY STAPLES BLDG.

FARMINGTON, MO 63640 -2902

218-6792